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RCE/3724
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E. V. Hunt

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)**

Application Number: 09/639,508

Filing Date: August 16, 2000

First Named Inventor: Chomik et al.

Group Art Unit: 3724

Examiner Name: Dexter, C.

Attorney Docket Number: 460.1891USV

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,

Provides for continued examination of a utility or plant

Application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

This is a Request for Continued Examination (RCE) Under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 153 (d) (PTO/SB/29) instead of RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (August 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**

a. **XXXX** Previously submitted

☒ **XXXX** Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on September 4, 2002 (any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed filed on _____

iii. ☐ Other _____

b. ☐ Enclosed

i. ☐ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other _____

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

b. ☐ Other _____

3. **Fees** The RCE fee Under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. **XXXX** The Director is hereby authorized to charge the following fees, or credit any overpayments to Deposit Account No. **01-0467**.

i. **XXXX** RCE fee required under 37 C.F.R. § 1.17(e)

ii. **XXXX** Extension of Time fee (37 C.F.R. §§ 1.136 and 1.17)

iii. ☐ Other _____

b. **XXXX** Check in the amount of \$1030.00 enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

October 14, 2002

Date of Signature

Charles N.J. Ruggiero

Registration No. 28,468

Attorney for Applicants

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CERTIFICATE OF EXPRESS MAILING

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Certificate No. EV114610340US, service under 37 CFR § 1.10 and is addressed to: Box RCE, Commissioner for Patents, Washington, D.C. 20231 on October 15, 2002.

Alex Nulman

(Typed name of person mailing paper)

Alex Nulman

(Signature of person mailing paper)

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